IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7755 OF 2005

Ashok Parashram Kadam .. Applicant

Versus

State of Maharashtra .. Respondent

Mr.N.R.Bubna for applicant

Mr.K.V.Saste, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 8th December 2005.

P.C.

. Applicant apprehends arrest in connection with C.R.No.A-58 of 2005 registered by Manmad Railway Station under section 306, 504, 506 read

with 34 I.P.C. Dead body was found near Manmad Ankai railway track. Deceased was one Vishnu P. Sonawane. A chit was discovered on the clothes of dead body and the deceased had written that he wanted to end his life by consuming poison. Deceased was father of a son born out of relationship with one Anita. Applicant is relative of said Anita. Prosecution case is that deceased was forced to marry said Anita.

2. I have perused relevant materials and from the same it is apparent that the name of applicant does not appear as being responsible in any way for marriage of deceased nor for the allege harassment to the deceased. Investigations are also complete. In these circumstances, applicant is entitled to be released on bail in the event of his arrest. Hence following order:-

i) In the event of his arrest in

connection with C.R.No.A-58 of 2005 registered with Railway GRP Manmad, applicant shall be released on bail in the sum of Rs.5000/- with one surety in the like amount.

ii) Applicant shall report of GRP Manmad Railways as and when required.

iii) Applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of accusation against him so as to dissuade him fro disclosing such facts to the Court or to the police officer/ investigating agency. Applicant shall not tamper with the evidence.

iv) Any observation made in this order shall not be construed as any finding or any expression of opinion on

the merits of the case at the time of trial.

v) This order will enure to the benefit of the applicant only till charge sheet is filed. Thereafter, he will be free to apply to the appropriate Court for appropriate relief.

vi) Application is disposed of.

vii) Parties to act upon an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)